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Poland's Organic Farming Regulatory Basis

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Organic Products

FAIRS Subject Report

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Report Highlights:

Poland applies EU standards pertaining to production and trade of organic products. Following changes in the European Community legal basis, Poland amended its national provisions with a new Act on organic farming on 25 June 2009 (Polish O.J. nr 116, pos. 975), which entered into force on August 7, 2009. Poland's organic farming has been growing at a steady pace in recent years. In 2009, Poland's organic control and certification system had encompassed 14,924 agricultural holdings, holding a total area of 370 thousand hectares, and involving 253 processing plants. With the continued growth of Poland's economy and with prospects for an EU/U.S. organic equivalency agreement; prospects for sales of U.S. organic products to this market continue to improve.

General Information:

EU regulations on organics

The Council Regulation (EC) No 834/2007 *on organic production and labeling of organic products and repealing Regulation (EEC) No 2092/91* (OJ of the European Communities L 189 of 20.07.2007, p.1). Was adopted on 28 June 2007. On 1 January 2009 this Regulation replaced the Council Regulation (EEC) No 2021/91 of 24 June 1991 *on organic production of agricultural products and indications referring thereto on agricultural products and foodstuffs* (OJ of the European Communities L 198 of 22.07.1991 as amended), which until then had been a basis for functioning of organic farming in the European Union. On 1 January 2009 two regulations entered into force: the Commission Regulation (EC) No 889/2008 of 5 September 2008 *laying down detailed rules for the implementation of Council Regulation (EC) No 834/2007 on organic production and labeling of organic products with regard to organic production, labeling and control* (OJ of the European Communities L 250 OF 18.09.2008, p. 1, as amended) and the Commission Regulation (EC) No 1235/2008 of 8 December 2008 *laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries* (OJ of the European Communities L 334 of 12.12.2008, p. 25). Further revisions to the Commission Regulation (EU) No. 271/2010 were introduced on March 24, 2010, amending Regulation (EC) No. 889/2008, and laying down detailed rules for the implementation of Council Regulation (EC) No. 834/2007, with regards the organic production logo of the European Union, (English Language [link](#)).

Polish regulations on organics

Changes in the Community legal basis made it necessary to amend national provisions and draw up a new Act on organic farming of 25 June 2009 (Polish O.J. nr 116, pos. 975), which entered into force on 7th August 2009. Subjects left to Member States to regulate at the basis of the 889/2008 regulation are set by the Minister responsible for agriculture by his regulations. (English text of the act is included in Annex I of this report).

In accordance with the Act, the division of competences among entities, bodies, and units operating in the organic farming market shall be as follows:

Minister of Agriculture and Rural Development

The Minister of Agriculture and Rural Development authorizes certification bodies, accredited under the PN-EN 45011:2000 Standard, to conduct controls as well as issue and withdraw certificates of conformity in the scope of production using organic methods. The Minister of Agriculture and Rural Development supervises the Agricultural and Food Quality Inspection Institution.

Agricultural and Food Quality Inspection

The state institution that supervises authorized certification bodies in organic farming, carries out border controls of organic farming products, authorizes to import organic farming products from third countries, and receives applications from producers who want to start the production using organic

methods.

The Agricultural and Food Quality Inspection (AFQI) cooperates, with regard to the supervision over certification bodies and organic farming markets, with:

- the Trade Inspection, which is responsible for carrying out controls of food placed on the retail market,
- the Veterinary Inspection, which is charged with feed controls, and
- The Main Inspectorate of Plant Health, and Seed Inspection, whose task is to conduct inspections relating to seeds and vegetative propagation material.

Authorized certification bodies

Private bodies which must receive the authorization of the Minister of Agriculture and Rural Development in order to carry out controls as well as issue and withdraw certificates of conformity. The authorization may be granted only to the entities that have an accreditation. At present there are 11 certification bodies which have been accredited pursuant to the Polish Standard PN-EN 45011 “General requirements for bodies operating product certification systems” by the Polish Centre for Accreditation and granted an authorization by the Minister of Agriculture and Rural Development. These private bodies include:

1. EKO GWARANCJA PTRE Sp. z o.o.
2. PNG Sp. z o.o.
3. COBICO Sp. z o.o.
4. BIOEKSPERT Sp. z o.o.
5. BIOCERT MAŁOPOLSKA Sp. z o.o.
6. POLSKIE CENTRUM BADAŃ I CERTYFIKACJI S.A. Branch in Piła
7. AGRO BIO TEST Sp. z o. o.
8. TÜV Rheinland Polska Sp. z o.o.
9. Centrum Jakości AgroEko Sp. z o.o.
10. SGS Polska Sp. z o.o.

Polish Centre for Accreditation

This national accreditation body is authorized to accredit, *inter alia*, certification bodies in the scope of organic farming. The Polish Centre for Accreditation is a body independent of the Ministry of Agriculture and Rural Development.

It is a full member of international accreditation organizations such as: the International Accreditation Forum, Inc (IAF), an international organization bringing together bodies accrediting certification and inspection bodies all over the world, the International Laboratory Accreditation Cooperation (ILAC), an organization bringing together bodies accrediting testing and calibration laboratories all over the world and the European co-operation for Accreditation (EA), an organization bringing together bodies accrediting laboratories as well as certification and inspection bodies in Europe.

Within these organizations the Polish Centre for Accreditation signed multilateral agreements, namely:

EA Multilateral Agreement on the accreditation of testing and calibration laboratories, certification bodies for products, management systems and personnel as well as inspection bodies, IAF Multilateral Recognition Arrangement on bodies that accredit bodies certifying products, quality management systems and environmental management systems, and ILAC Mutual Recognition Arrangement on the accreditation of testing and calibration laboratories.

Notification of activities in organic farming

Producers intending to start up activities in organic farming are obliged to submit a Notification of activities in organic farming form to the selected authorized certifying body.

The Notification form can be found on AFQI Inspectorate website (www.ijhars.gov.pl).

Labeling of organic farming products

Term *organic* or its usual derivatives (such as bio, eco etc.) include on the label or other description of foodstuff or feedstuff are recognized as suggesting to the purchaser that the product, its ingredients of feed materials have been obtained in accordance with the rules of organic production. This term is not valid for non foodstuff products.



The principles of marking organic products and the inclusion of this logo are defined in:

- Council Regulation (EC) No 834/2007
- Commission Regulation (EC) No 889/2008
- Council Regulation (EC) No 967/2008

The label or advertising materials can not include any statements suggesting to the purchaser that the information about the inclusion of the products in the EC control system is a guarantee of the highest quality in organoleptic, nutritional or health terms.

Organic Farming in Poland

Organic farming has been growing at a stable pace in recent years in terms of number of farms, total area under organic cultivation and number of processing plants. In 2009, control and certification system encompassed a total of 14,924 agricultural holdings (25% more than in 2008), with the total area of 370 thousand hectares, and 253 processing plants.

Fig. 11. The number of organic farms in Poland in 2008, broken down by Voivodeships

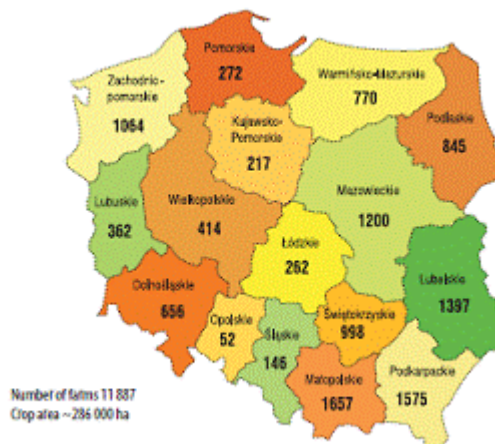
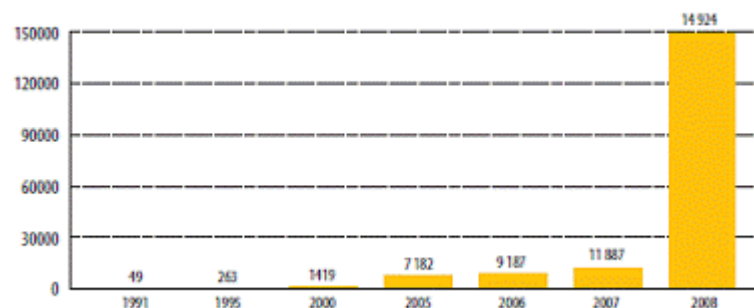


Fig. 10. The number of organic farms inspected in Poland in 2005–2008



Funding for organic agriculture comes from two sources:

1) Poland's national budget, from which the following may be subsidized:

- organic agriculture research, including analyses of substances not allowed in organic farming;
- the cost of inspection of agricultural holdings where organic production methods are used;
- promotional activities for organic farming, including participation in national and international fairs;

2) European Community funds (national budget and the budget of the European Union) authorized within the Rural Development Plan 2007–2013

- agricultural producers may receive aid under measure: "Participation of farmers in food quality schemes",
- groups of producers may receive aid under the measure "Information and Promotion",
- farmers may receive aid in the form of area payments for organic farming, under measure "Agri – environment, the organic farming package."

Authorization of importers to import organic farming products from third countries not contained in the European Commission's list e.g. The United States

A producer, who is going to import organic farming products into the EU from third countries not mentioned on the European Commission's list, submits the intention to conduct such activities to the selected authorized certification authority and the Chief Inspector of AFQI (www.ijhars.gov.pl). The authorization for import is issued to the producer on the basis of “*Application to issue authorization to the import of organic agricultural products from third countries into the EU*” submitted to the Main Inspectorate AFQI.

Forms available via the following links:

English language documents:

[Application to market in the UE organic product](#) (15.12.2009)

[Application to renew an authorization](#) (15.12.2009)

Polish language documents:

Application to market in the EU organic products from third country (e.g. U.S.)

[Wniosek o wydanie upoważnienia do importu](#) (15.12.2009)

Application to renew an authorization to market imported organic products from a third country (e.g. U.S.)

[Wniosek o odnowienie upoważnienia do importu](#) (15.12.2009)

The Chief Inspector of AFQI provides authorization on the principles specified in Council Regulation (EC) No 834/2007 and Commission Regulation (EC) No 1235/2008 to producers for importing organic farming products from third countries not mentioned on the European Commission's list. The authorization is issued to the producer by way of an administrative decision. The producer applying for this authorization presents evidence that the production methods and control measures in the country from which the imports are to be affected are equivalent to the production principles and control systems specified in Council Regulation (EC) No 834/2007.

Detail procedure on import of organic products to Poland is specified at Agricultural and Food Quality Inspection web page at <http://www.ijhars.gov.pl/organic-farming.html>

Additional inquiries on importing organic products from the U.S. to Poland can be directed to:

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Annex I - Act of June 25, 2009 on Organic Farming

**ACT
of 25 June 2009
on Organic Farming**

Article 1

The Act specifies tasks and competence of public administration authorities and organizational entities in organic farming in the scope of implementation of the provisions of Council Regulation (EC) No 834/28 of 28 June 2007 on organic production and labeling of organic products and repealing Regulation (EEC) No 2092/91 (OJ L 189 of 20.07.2007, p.1., as amended), hereinafter referred to “Regulation No 834/2007”, as well as Community provisions drawn up pursuant to the provisions of this Regulation.

Article 2

For the purpose of this Act:

“certificate” means documentary evidence referred to in Article 29 of Regulation No 834/2007;

“organic producer” means an operator within the meaning of Article 2 (d) of Regulation No 834/2007;

“organic production” means organic production within the meaning of Article 2 (a) of Regulation No 834/2007;

“products” mean products listed in Article 1 (2) of Regulation No 834/2007;

“provisions on organic farming” mean the provisions of Regulation No 834/2007 and the Community provisions drawn up pursuant to the provisions of this Regulation, as well as the provisions of the Act and implementing acts to this Act;

“organic farming products” mean products considered organic within the meaning of Article 2 (c) of Regulation No 834/2007;

“organic production measures” mean products and substances referred to in Article 16 (1) or (4) of Regulation No 834/2007;

“placing on the market”:

with reference to products – means placing on the market within the meaning of Article 3 (8) of Regulation (EC) No 178/2002 of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety (OJ L 31 of 1.02.2002, p. 1, as amended; OJ Special edition in Polish, Chap. 15, Vol. 6, p. 463, as amended), (b with reference to organic production measures – means activities within the meaning of Article 3 (8) of Regulation referred to in point (a).

Article 3

The provisions of the Code of administrative procedure shall apply to individual proceedings, settled by a decision, unless the provisions of this Act stipulate otherwise.

Article 4

Notification of undertaking activity in organic farming, as referred to in Article 28 (1) of Regulation No 834/2007, shall be accepted by authorities duly authorized to act in organic farming as certification bodies, hereinafter referred to as “certification bodies”.

The Chief Inspector of Agricultural and Food Quality, hereinafter referred to as the “Chief Inspector”, shall issue an authorization, upon request of the interested party, by way of a decision, to import organic farming products pursuant to Article 19 of Commission Regulation (EC) No 1235/2008 of 8 December 2008 laying down detailed rules for implementation of Council Regulation (EC) No 834/2007 as regards the arrangements for imports of organic products from third countries (OJ L 334 of 12.12.2008, p. 25), hereinafter referred to as “Regulation No 1235/2008”.

Notification of undertaking activity in organic farming, as referred to in Article 28 (1) of Regulation No 834/2007, or request for authorization to import organic farming products, pursuant to Article 19 of Regulation No 1235/2008, shall be submitted on a form prepared by the Chief Inspector and made available on the website administered by the Agricultural and Food Quality Inspection, hereinafter referred to as the “Inspection”.

The certification body and the Chief Inspector, within their respective competence defined in Paragraphs (1) and (2), may apply for additional information or explanation, within a specific deadline, of the data contained in the notification of undertaking activity in organic farming, as referred to in Article 28 (1) of Regulation No 834/2007, or in the request for authorization to import organic farming products, pursuant to Article 19 of Regulation No 1235/2008, or in enclosed documents, if it is necessary to confirm that conditions for conducting such activity or import, respectively, specified in provisions on organic farming, have been met.

Undertaking activity in organic farming by operators involved in the retail trade exclusively, as referred to in Article 28 (2) of Regulation No 834/2007, shall not be subject to notification of activity in organic farming referred to in Article 28 (1) of Regulation No 834/2007.

The certification body shall submit to the Chief Inspector, by the 10th day each month, a list of organic producers who:

notified undertaking activity in organic farming, as referred to in Article 1 (28) of Regulation No 834/2007 and met conditions for conducting such activity specified in provisions on organic farming, 2) are exempt from control referred to in Article 7 (1), carried out by this body, introduced changes to the notification of undertaking activity in organic farming, as referred to in Article 28 (1) of Regulation No 834/2007, to the extent specified in Article 63 (3) of Commission Regulation (EC) No 889/2008 of 5 September 2008 laying down detailed rules for the implementation of Council Regulation (EC) No 834/2007 on organic production and labeling of organic products with regard to organic production, labeling and control (OJ L 250 of 18.09.2008, p. 1, as amended), hereinafter referred to as “Regulation No 889/2008”
– for the previous month.

The list referred to in paragraph 6:
shall include information defined in Article 63 (3) of Regulation No 889/2008;
shall be submitted on forms prepared and made available to certification bodies by the Chief Inspector through electronic means of communication, and in the case of providing certification bodies with access to software or ICT system to submit the list – with the use of this software or system.

Article 5

The Minister competent for agriculture shall authorize, by decision, an entity applying for an authorization to act as a certification body.

The decision referred to in paragraph 1 shall determine the scope of this authorization and assign it an identification number.

The entity applying for the authorization to act as a certification body shall file an application to the Minister competent for agriculture and shall specify the scope of the authorization applied for. All documents and information necessary to certify that the requirements provided for in Article 27 (5) and (6) of Regulation No 834/2007 are fulfilled, within the scope of the application, shall be enclosed to the application referred to in paragraph 3.

Prior to issuing the decision, referred to in paragraph 1, the Minister competent for agriculture may request:

the Chief Inspector to:

give an opinion on whether the entity applying for the authorization to act as a certification body fulfils the requirements specified in Article 27 (5) and (6) of Regulation No 834/2007 within the scope of the application referred to in paragraph 3,

carry out control activities to the extent necessary to confirm that the entity applying for the authorization to act as a certification body fulfils the requirements specified in Article 27 (5) and (6) of Regulation No 834/2007 within the scope of the application referred to in paragraph 3; provisions on commercial quality of agri-food products concerning control procedures shall apply to these control activities;

the entity applying for the authorization to act as a certification body to provide, within deadline, additional information to or explanation of the data contained in the application referred to in paragraph 3.

After issuing the decision referred to in paragraph 1, the Minister competent for agriculture shall submit to the Chief Inspector copies of documents on which the decision was based.

The Minister competent for agriculture shall, by decision, refuse the entity applying for the authorization to act as a certification body to grant such an authorization if the entity fails to meet the requirements specified in Article 27 (5) and (6) of Regulation No 834/2007 within the scope of the application referred to in paragraph 3.

Provisions laid down in paragraphs 1 to 7 shall apply accordingly to changes in respect of the authorization to act as a certification body.

Article 6

The Minister competent for agriculture is a competent body to revoke the authorization granted to a certification body in cases listed in Article 27 (8) and Article 27 (9) (d) of Regulation No 834/2007. The authorization may be revoked either in whole or to the extent to which a certification body fails to satisfy the requirements resulting from the scope of the authorization provided for in the decision referred to in Article 5 (1).

Minister competent for agriculture may revoke the authorization in whole if a certification body fails to submit a list of producers referred to in Article 17 (1) (1) or fails to submit it within deadline or in the required form or manner.

The authorization granted to a certification body shall be revoked by decision or, if revoked pursuant to paragraph 1, upon request of the Chief Inspector.

The Minister competent for agriculture shall notify the Chief Inspector of revoking the authorization granted to a certification body pursuant to paragraphs 1 or 2.

The Chief Inspector shall inform organic producers subject to control by a given certification body referred to in Article 7 (1) about the revocation of the authorization pursuant to paragraphs 1 or 2, with regard to the revoked authorization.

Should an authorization granted to a certification body be revoked pursuant to paragraphs 1 or 2, an organic producer may be not subject to control referred to in Article 7 (1) and carried out by a certification body for up to 60 days following the day on which a decision revoking the authorization becomes final.

During the period referred to in paragraph 6, powers of a certification body, including the power to carry out controls, referred to in Article 7 (1), of organic producers who are outside the control of a certification body, shall be vested in the Inspection.

The control referred to in paragraph 7 shall be conducted under a control system referred to in Article 27 of Regulation No 834/2007 in accordance with the rules and manner set forth in this Article, as well as in provisions drawn up on its basis and provisions on commercial quality of agri-food products concerning control procedures.

Article 7

Certification bodies operate within the scope of powers conferred to them, which includes conducting controls under the control system referred to in Article 27 of Regulation No 834/2007, in accordance with the rules and manner set forth in this Article and provisions drawn up on its basis.

A certification body shall notify the Chief Inspector and other certification bodies about:

a refusal to issue a certificate,

a situation referred to in the second sentence of Article 27 (5) (d) or Article 30 (2) of Regulation No 834/2007

within 14 days following the day of a refusal to issue a certificate, in the case referred to in point 1, or the day when the situation referred to in point 2 has occurred.

Article 8

The Inspection shall supervise certification bodies and organic production.

Under the supervision over certification bodies, the Chief Inspector shall examine whether certification bodies operate properly with regard to provisions on organic farming. This includes:

the analysis of data and information provided by certification bodies;

audits and inspections of certification bodies in relation to control procedures applied, technical measures possessed and qualifications held by persons conducting controls referred to in Article 7 (1), and verification of documents concerning the control;

the communication of the conclusions drawn to certification bodies;

the order to take appropriate corrective measures related to the functioning of certification bodies;
the possibility to demand that certification bodies submit any additional data and information related to the supervision;

the possibility to check at organic producers' premises whether the control referred to in Article 7 (1) and carried out by certification bodies was appropriate.

In addition to the control conducted by the Inspection pursuant to the provisions on commercial quality of agri-food products, the Chief Inspector may, as part of supervision over organic production, check at organic producers' premises whether organic production within the scope of products listed in Article 1 (2) (a) or (b) of Regulation No 834/2007 is in compliance with provisions on organic farming.

The provision of paragraph 3 shall not apply to organic producers placing products listed in Article 1 (2) (a) or (b) of Regulation No 834/2007 exclusively on the retail market.

Supervision over:

certification bodies shall be exercised in accordance with the rules and manner set forth in Article 27 of Regulation No 834/2007, as well as in provisions drawn up on its basis and provisions on commercial quality of agri-food products concerning control procedures;

organic production shall be exercised pursuant to provisions on commercial quality of agri-food products concerning control procedures.

The Chief Inspector may delegate activities referred to in paragraph 2 (2) and (6) and paragraph 3 to a voivodeship inspector for agricultural and food quality, hereinafter referred to as "voivodeship inspector," competent for the place where these activities are to be carried out.

In the case referred to in paragraph 2 (6) and paragraph 3, organic producers shall provide the Inspection employees with access to production units within the meaning of Article 2 (f) of Regulation No 889/2008, make documents and information available and shall provide assistance within the scope necessary for verifying the effectiveness of controls referred to in Article 27 (9) (b) of Regulation No 834/2007.

Article 9

The Inspection shall collect and store data and information on organic producers.

The Chief Inspector shall make available, upon request of the interested party, data, and information concerning organic production and organic producers.

The certification body:

- shall publish the list of organic producers on the website administered by this body,
- shall provide access, through electronic means of communication, upon request of the interested party, to the list of organic producers subject to control referred to in Article 7 (1) and carried out by this body.

In addition to information referred to in Article 28 (5) of Regulation No 843/2007, the list referred to in paragraph 3 contains data and information concerning organic farming products produced by each organic producer. The data and information cover at least the volume of organic production of individual organic farming products produced by each of these producers.

The Minister competent for agriculture may set forth, by ordinance, a sample list referred to in paragraph 3, with a view to ensuring comparability of data and information communicated or made available by certification bodies, covered by this list.

Article 10

The Inspection shall perform tasks and have competences specified for a relevant Member State authority within the meaning of Article 2 (6) of Regulation No 1235/2008.

The tasks and competences referred to in paragraph 1 shall be conducted in accordance with the rules and manner set forth in Articles 32 and 33 of Regulation No 834/2007, as well as in provisions drawn up on the basis of these articles and provisions on commercial quality of agricultural and food products concerning control procedures.

Article 11

The voivodeship inspector competent for the place of activity of an organic producer shall by decision:

- issue a permission to grant exceptions from the conditions of organic production in cases stipulated in Regulation No 889/2008, upon request to grant such exceptions, subject to paragraph 2;
- refuse to grant, change, or revoke permission if the results of the checks confirm that the conditions for granting exceptions referred to in paragraph 1 have not been met.

The Chief Inspector shall by decision:

▫ issue a permission to grant exceptions referred to in Article 29 (1), the first line of Annex II point 6 and the third indent of Annex VI point 1.1 (a) of Regulation No 889/2008, upon request to grant such

exceptions;

· refuse to grant, change, or revoke a permission to grant exceptions referred to in paragraph 1 in accordance with rules set forth in Regulation No 889/2008.

The requests referred to in paragraph 1 shall be submitted on a form prepared by the Chief Inspector and made available on the website administered by the Inspection.

An opinion of a certification body confirming that the conditions for granting exceptions have been met shall be enclosed to the requests referred to in paragraphs 1 and 2.

Article 12

The Main Inspector of Plant Health and Seed Inspection:

· shall be a competent body to establish a computerized database referred to in Article 48 of Regulation No 889/2008 containing information about products listed in Article 1 (2) (d) of Regulation No 834/2007, and then to manage this database in accordance with rules set forth in Title II Chapter 7 of Regulation No 889/2008;

· shall, by decision, register information about products referred to in Article 1 (2) (d) of Regulation No 889/2008 in the database referred to in paragraph 1 and refuse to register, change or revoke registration in this database if the supplier fails to meet conditions stipulated in Article 50 (1) of Regulation No 889/2008 or if requirements stipulated in Article 45 of this Regulation are not fulfilled;

shall develop and submit to the Minister competent for agriculture an annual, summary report on the use in organic farming, pursuant to Article 4, of products listed in Article 1 (2) (d) of Regulation No 834/2007 and not fulfilling requirements set forth in provisions on organic farming, which contain information stipulated in Article 54 of Regulation No 889/2008.

The request to register or change registration in the database referred to in paragraph 1 shall be submitted on a form prepared by the Main Inspector of Plant Health and Seed Inspection and made available on the website administered by the Plant Health and Seed Inspection.

An organic producer applying for a permission to use in organic farming products referred to in Article 1 (2) (d) of Regulation No 834/2007 and not fulfilling requirements set forth in provisions on organic farming, shall submit a request to the Voivodeship Inspector of Plant Protection and Seed Inspection competent for the place of activity of this producer.

The Voivodeship Inspector of Plant Protection and Seed Inspection shall by decision and in accordance with rules set forth in Article 45 of Regulation No 889/2008 grant, refuse to grant, change or revoke a permission to use in organic farming products referred to in Article 1 (2) (d) of Regulation No 834/2007 and not fulfilling requirements set forth in provisions on organic farming.

Article 13

Applications for permission referred to in Article 11 (1) and (2) and Article 12 (4) and for registration in the database referred to in Article 12 (1) shall be free of charge.

Article 14

The Trade Inspection shall cooperate with the Inspection in exercising supervision referred to in Article 8 with regard to placing products listed in Article 1 (2) (a) or (b) of Regulation No 834/2007 on the retail market.

The Chief Inspector shall submit information about organic producers who conduct activity concerning placing products listed in Article 1 (2) (a) or (b) of Regulation No 834/2007 on the retail market to the President of the Office of Competition and Consumer Protection in the scope stipulated in Article 63 (3) of Regulation No 889/2008.

The Voivodeship Trade Inspection Inspector competent for the place of control – carried out in accordance with rules specified in separate provisions – of an operator conducting activity concerning placing products listed in Article 1 (2) (a) or (b) of Regulation No 834/2007 on the retail market shall submit data and information about infringements and suspected infringements of provisions on organic farming with regard to these products, identified during control, to the Voivodeship Inspector competent for the place of such activity.

The specific conditions and manner of cooperation in exercising supervision referred to in Article 8 with regard to placing products listed in Article 1 (2) (a) or (b) of Regulation No 834/2007 on the retail market shall be specified by an arrangement concluded between the President of the Office of Competition and Consumer Protection and the Chief Inspector.

Article 15

The Veterinary Inspection shall cooperate with the Inspection in exercising supervision referred to in Article 8 with regard to products listed in Article 1 (2) (c) of Regulation No 834/2007.

The Chief Inspector shall submit information about organic producers who conduct activity concerning products listed in Article 1 (2) (c) of Regulation No 834/2007 to the Chief Veterinary Officer, in the scope stipulated in Article 63 (3) of Regulation No 889/2008.

The Poviats Veterinary Officer competent for the place of control – carried out in accordance with rules specified in separate provisions – of products listed in Article 1 (2) (c) of Regulation No 834/2007 shall submit to the Chief Inspector data and information about infringements and suspected infringements of provisions on organic farming with regard to these products, identified during control.

The Poviats Veterinary Officer competent for the seat of an establishment within the meaning of Article 3 (d) of Regulation (EC) No 1831/2003 of the European Parliament and of the Council of 22 September 2003 laying down requirements for feed hygiene (OJ L 31 of 8.02.2005, p. 1), upon request of the Chief Inspector, shall carry out control in this establishment with regard to products listed in Article 1 (2) (c) of Regulation No 834/2007.

The specific conditions and manner of cooperation in exercising supervision referred to in Article 8 with regard to products listed in Article 1 (2) (c) of Regulation No 834/2007 shall be specified by an arrangement concluded between the Chief Veterinary Officer and the Chief Inspector.

Article 16

The Main Inspectorate of Plant Health and Seed Inspection shall cooperate with the Inspection in exercising supervision referred to in Article 8 with regard to products listed in Article 1 (2) (d) of Regulation No 834/2007.

The Chief Inspector shall submit to the Main Inspector of Plant Health and Seed Inspection information about organic producers who conduct activity concerning products listed in Article 1 (2) (d) of Regulation No 834/2007, in the scope stipulated in Article 63 (3) of Regulation No 889/2008.

e Voivodeship Inspector of Plant Health and Seed Inspection competent for the place of control – carried out in accordance with rules specified in separate provisions – of products listed in Article 1 (2) (d) of Regulation No 834/2007 shall submit to the Chief Inspector data and information about infringements and suspected infringements of provisions on organic farming with regard to these products, identified during control.

The Voivodeship Inspector of Plant Health and Seed Inspection competent for the place of control shall, upon request of the Chief Inspector, carry out control of products listed in Article 1 (2) (d) of Regulation No 834/2007.

The specific conditions and manner of cooperation in exercising supervision referred to in Article 8 with regard to products listed in Article 1 (2) (d) of Regulation No 834/2007 shall be specified by an arrangement concluded between the Main Inspector of Plant Health and Seed Inspection and the Chief Inspector.

Article 17

The certification body shall submit:

to the Minister competent for agriculture and the President of the Agency for Restructuring and Modernization of Agriculture, by 31 October each year, a hard copy or electronic list of producers – within the meaning of provisions on the national register of producers, agricultural holdings and applications for payments – who have fulfilled specific requirements on organic production set forth in provisions on organic farming, for a given year;

to the Chief Inspector by 31 January each year a list and by 31 March each year a report referred to in Article 27 (14) of Regulation No 834/2007, which contains data and information collected by this body within its authorization to operate in organic farming.

Erroneous or inaccurate information contained in:

- (1) the list referred to in paragraph 1 (1) shall be notified by the last day of February of the year following the year of submitting this list;
- (2) the list referred to in paragraph 1 (2) shall be notified by the last day of February of the year of submitting this list;
- (3) the report referred to in paragraph 1 (2) shall be notified by 30 April of the year of submitting this report.

The list referred to in paragraph 1 (1), for the purpose of gathering evidence in proceedings in cases related to granting financial assistance to organic producers, on the basis of the provisions on the support for rural development from resources of the European Agricultural Guidance and Guarantee

Fund and the provisions on the support for rural development with the participation of the European Agricultural Fund for Rural Development, shall be an official document within the meaning of the provisions of the Code of administrative procedure.

The Minister competent for agriculture shall specify, by ordinance, a sample list form referred to in paragraph 1 (1) and the manner for its submission, with a view to obtaining information related to granting financial assistance to organic producers, on the basis of the provisions on the support for rural development from resources of the European Agricultural Guidance and Guarantee Fund and the provisions on the support for rural development with the participation of the European Agricultural Fund for Rural Development.

The list and report referred to in paragraph 1 (2) shall be prepared on forms specified and made available to certification bodies by the Chief Inspector and shall be submitted through electronic means of communication, and in the case of providing certification bodies with access to software or ICT system to submit the list or report – with the use of this software or system.

Article 18

Organic production measures as well as products and substances referred to in Article 16 (5) of Regulation No 834/2007, the use of which does infringe the objectives and principles provided for in Title II of this Regulation or the general criteria of this Article may be labeled as “organic” or derivatives of this term or as “eco” or “bio.”

The minister competent for agriculture may specify, by ordinance, the organizational bodies evaluating and confirming the consistence of organic production measures referred to:

- in Article 16 (1) of Regulation No 834/2007 with conditions set forth in provisions on organic farming, including the scope of confirming such consistence, and maintaining lists of such measures,
- in Article 16 (4) of Regulation No 834/2007 with conditions set forth in provisions on organic farming, including the scope of confirming such consistence, and maintaining lists of such measures, taking into account experience of these bodies in carrying out such analyses as well as qualifications and professional experience of persons evaluating and confirming consistence of organic production measures within these bodies.

Article 19

The Minister competent for agriculture shall lay down, by ordinance, conditions for organic production to the extent left to be regulated by a Member State of a relevant Member State authority according to the provisions of Regulation No 834/2007 or the Community provisions issued under provisions of this Regulation, taking into account the range of acceptable exceptions, the transitional periods and the objectives and principles provided for in these provisions.

The minister competent for agriculture may specify, by ordinance:
conditions for organic production to the extent not regulated in the provisions of Regulation No 834/2007 or the Community provisions issued under provisions of this Regulation, taking into account the objectives and principles provided for in these provisions;

conditions for using organic production measures in organic farming for purposes other than those listed

in Article 16 (1) of Regulation No 834/2007, taking into account conditions set forth in its Article 16 (4);

conditions and manner of labeling, within the meaning of Article 2 (k) of Regulation No 834/2007, and controlling organic farming products with regard to mass catering operations, within the meaning of Article 2 (aa) of Regulation No 834/2007, with a view to ensuring reliability and transparency of controls in organic farming;

types of irregularities and infringements of provisions on organic farming and minimum measures that certification bodies are obliged to apply, with a view to ensuring reliability and transparency of controls in organic farming.

Article 20

The Minister competent for agriculture shall, by decision, recognize private standards referred to in Article 42 of Regulation No 834/2007.

Article 21

Control referred to in Article 7 (1) shall be conducted by persons who have been entered in the register, according to the types of specializations to conduct such control specified in the provisions issued under paragraph 13, hereinafter referred to as “organic farming inspectors.”

The register of organic farming inspectors referred to in paragraph 1 shall be maintained by the Chief Inspector.

A person meeting the following conditions may be entered in the register of organic farming inspectors referred to in paragraph 1:

- possessing theoretical and practical knowledge necessary to conduct control referred to in Article 7 (1), confirmed by an exam taken before a qualification board appointed by the Chief Inspector or
- subject to a final decision to recognize qualifications, issued based on the provisions on rules of recognizing professional qualifications gained in the European Union Member States.

A person entered in the register of organic farming inspectors referred to in paragraph 1 on the basis of an exam referred to in paragraph 3 (1) shall be obliged to retake this exam every 3 years before a qualification board appointed by the Chief Inspector.

A person entered in the register of organic farming inspectors referred to in paragraph 1 shall be issued by the Chief Inspector a certificate of entry in this register, including information on the types of specialization entitling to conduct control referred to in Article 7 (1) and a signature stamp.

person shall be crossed off the register of organic farming inspectors referred to in paragraph 1 in the case of:

- death,
- proving, within the scope of supervision referred to in Article 8 that control referred to in Article 7 (1) has been carried out in a negligent or biased way.

A person shall be crossed off the register of organic farming inspectors referred to in paragraph 1, with regard to the types of specialization entitling to conduct control referred to in Article 7 (1) if:
resignation has been submitted by an organic farming inspector with regard to these types of specialization;

proved, within the scope of supervision referred to in Article 8, that control referred to in Article 7 (1) has been carried out in a clearly negligent or biased way with regard to those types of specialization;

3 years have elapsed since the day of passing an exam referred to in paragraph 3 (1), unless before the expiry of that period an organic farming inspector retakes an exam in those types of specialization.

A person shall be entered in or crossed off the register of organic farming inspectors referred to in paragraph 1 in cases specified in paragraph 6 (2) and paragraph 7 (2) on the basis of a decision issued by the Chief Inspector.

A person shall be crossed off the register of organic farming inspectors referred to in paragraph 1 in cases specified in paragraph 6 (1) and paragraph 7 (1) and (3) by virtue of law, without issuing a decision.

The register of organic farming inspectors referred to in paragraph 1 shall be kept on the website administered by the Inspection.

The register of organic farming inspectors referred to in paragraph 1 contains names and surnames of persons entered in that register and information on types of specialization entitling to conduct control referred to in Article 7 (1).

An exam referred to in paragraph 3 (1) is subject to a fee which constitutes the State budget income.

minister competent for agriculture shall determine, by ordinance:
types of specialization entitling to conduct control referred to in Article 7 (1),
a detailed range of issues knowledge of which is required to obtain specific types of specialization entitling to conduct control referred to in Article 7 (1),

the conditions and manner of holding an exam referred to in paragraph 3 (1), including its documenting,

the manner of appointing and the composition of the qualification board,

a sample certificate of passing an exam referred to in paragraph 3 (1) and a sample signature stamp referred to in paragraph 5,

the amount and manner of payment of fees for the exam referred to in paragraph 3 (1) and the amount of remuneration for the qualification board members

– taking account of the reliability and transparency of the exam process referred to paragraph 3 (1), the aim of ensuring that certification bodies meet the conditions set forth in Article 27 (5) (b) (ii) of

Regulation No 834/2007 and the actual costs of holding the exam and functioning of the qualification board.

Article 22

The Minister competent for agriculture shall be a competent body to send information and apply to the European Commission and other Member States within the scope defined in provisions on organic farming.

Article 23

In accordance with rules set forth in the provisions on public finances, taking account of the provisions on proceedings in State aid cases, from the state budget it is possible to:
grant subsidies for:

- carrying out research on organic farming,
- financing of research related to the recognition of an organic production measure as fulfilling the requirements specified in provisions on organic farming,
- financing of the costs of controlling organic producers,
- financing of promotional and information activities in organic farming,
- financing of tasks related to conducting analyses of the content of substances, which are not allowed to be used in organic farming,
- financing of conducting analyses and research related to analyses of the content of genetically modified organisms in organic crops and products;
- finance the implementation of contracts or arrangements concluded within the framework of international cooperation in coordinating research on organic farming.

Article 24

A certification body which:

fails to submit the list referred to in Article 4 (6), or submits it after the deadline or in a form or manner not complying with the requirements, or submits a list containing false or incomplete information which may significantly affect the possibility of supervision referred to in Article 8,
fails to meet its notification obligation specified in Article 7 (2) or fulfils it after the deadline,
fails to submit data or information referred to in Article 8 (2) (5) or submits false or incomplete data or information,

fails to publish or make available the list referred to in Article 9 (3), or publishes or makes it available in a form or manner not complying with the requirements, or publishes or makes available a list containing false or incomplete data or information, which may make it difficult to compare data and information contained in the list,

fails to submit the list or report referred to in Article 17 (1) (2), or submits them after the deadline or in a form or manner not complying with the requirements, or submits a list or report containing false or incomplete data or information which may significantly affect the possibility of supervision referred to in Article 8

shall be liable to a fine ten times as high as an average monthly salary in the national economy for the

year preceding the year of imposing the fine, published by the President of the Central Statistical Office in *Monitor Polski*, Journal of Laws of the Republic of Poland, pursuant to provisions on pensions under the Social Insurance Fund, hereinafter referred to as the “average salary”.

certification body which:

issues a certificate for products which do not comply with the requirements stipulated in provisions on organic farming or for products not falling within the scope of authorization specified in a decision referred to in Article 5 (1),

recognizes the period of organic production or the period of conversion within the meaning of Article 2 (h) of Regulation No 834/2007 in a way which is not consistent with provisions on organic farming or for products not falling within the scope of authorization specified in a decision referred to in Article 5 (1),

conducts controls referred to in Article 7 (1) in a way which does not comply with the rules and manner specified pursuant to Article 27 of Regulation No 834/2007 or with the rules and manner set forth in this Article or provisions drawn up on its basis,

fails to take corrective measures referred to in Article 8 (2) (4),

while operating, fails to comply with the scope of authorization granted,

fails to submit the list referred to in Article 17 (1) (1), or submits it after the deadline or in a form or manner not complying with the requirements, or submits a list containing false or incomplete data or information which may significantly affect the financial assistance granted to organic producers, commissions persons who have not been entered in the register of organic farming inspectors referred to in Article 21 (1) to conduct control referred to in Article 7 (1) or conducts control within the scope that does not comply with the types of specialization entitling to conduct such controls, fails to carry out its responsibilities towards an organic producer which are specified in provisions on organic farming

– shall be liable to a fine twenty times as high as an average salary. 3. The fine:

Referred to in Paragraph 1 shall not exceed 5% of a certification body revenue earned in the accounting year prior to the imposition of the fine;

Referred to in Paragraph 2 shall not exceed 10% of a certification body revenue earned in the accounting year prior to the imposition of the fine;

The fine referred to in Paragraphs 1 or 2 shall be imposed by the Chief Inspector by virtue of a decision.

The provision laid down in Paragraph 5 shall not apply if a certification body does not raise revenue in the accounting year prior to the imposition of the fine;

Proceedings concerning the imposition of the fine referred to in Paragraph 2(6) shall be initiated by the Chief Inspector upon the request of the President of the Agency for Restructuring and Modernization of Agriculture.

Article 25

A natural person, legal person, or an organizational unit without legal personality which:

- Prevents an inspection body from conducting inspection activities in the framework of supervision referred to in Article 8 shall be liable to a fine up to twenty times as high as an average salary;

- Prevents an inspection body from conducting inspection activities in the framework of supervision referred to in Article 8 shall be liable to a fine up to fifteen times as high as an average salary;

- Places on the market:

- An organic production means which does not meet the requirements set forth on the basis of Article 16(1) or (4) of Regulation No 834/2007;

- A product or substance referred to in Article 16(5) of Regulation No 834/2007 thus infringing the objectives and principles provided for in Title II of the Regulation or the general criteria of the Article

- which has been marked in a way which would be misleading as to meeting the requirements based on Article 16 of Regulation No 834/2007, including by marking it with the term “organic” or a derivative of the term or with “eco” or “bio” or has been marked in a way which would be misleading as to its possible application in organic farming, shall be liable to a fine in the amount of up to 200% of financial profit obtained or potentially obtained for the measure, product, or substance;

Places on the market an organic farming product as an organic farming product which, contrary to the obligation stemming from Articles 23-26 of Regulation No 834/2007, has not been marked or has been marked breaching Articles 23-26 of the said Regulation, shall be liable to a fine up to three times as high as an average salary;

- Places a product on the market:

- As an organic farming product which does not meet the requirements set forth in the provisions of Regulation No 834/2007 or European Union provisions issued under provisions of this Regulation; or
- Which has been marked as an organic farming product thus breaching Articles 23-26 of Regulation No 834/2007

- shall be liable to a fine in the amount of up to 200% of financial profit obtained or potentially obtained for the products placed on the market, but not lower than PLN 500;

Acts as a certification body without the necessary authorization, shall be liable to a fine up to twenty times as high as an average salary.

A natural person, legal person, or an organizational unit without legal personality which places a product, means, or substance of the same kind, which does not meet the requirements set forth in the provisions of Paragraph 1(3), (4), or (5), respectively, due to the same infringement, on the market again shall be liable to a fine established – depending on the infringement discovered – pursuant to Paragraph 1(3), (4), or (5), respectively, extended by the amount of fines imposed within 24 months prior to the date when inspection activities started.

The fine:

Referred to in:

- Paragraph 1(1), (2), or (6) shall be imposed by the Chief Inspector by virtue of a decision;
- Paragraph 1(3), (4), or (5) shall be imposed by the Voivodeship Inspector competent for the venue of inspection activities, by virtue of a decision;
- Paragraph 1(4), (5), or (1) shall be imposed by an Inspector with the Voivodeship Trade Inspection competent for the venue of inspection activities in respect of placing products referred to in Article 1(2)(a) or (b) of Regulation No 834/2007 on the market, by virtue of a decision;
- Referred to in Paragraph 2 shall be imposed by the body whose competence has been established in accordance with Item 1, by virtue of a decision.

Regardless of imposing the fine, the entity placing on the market:

- A means, product, or substance referred to in Paragraph 1(3) or a product referred to in Paragraph 1(5) shall:

- Immediately change the marking to one which is not misleading as to:

The means, product, or substance meeting the requirements set forth in the provisions of Regulation No 834/2007 or Regulation 889/2008, including those which do not feature the term “organic” or a derivative of the term or the term “eco” or “bio;” or

Plausibility of using the means, product, or substance in organic farming; or

- Immediate withdrawal of the means, product, or substance from the market at its own expense;
- An organic farming product as an organic farming product which, contrary to the obligation stemming from Articles 23-26 of Regulation No 834/2007, has not been marked or has been marked breaching Articles 23-26 of the said Regulation in the case referred to in Paragraph 1(4) shall immediately mark it according to the obligation stemming from Articles 23-26 of Regulation No 834/2007 or immediately change the marking to one in compliance with the provisions, or immediately withdraw the product at its own expense.

Article 26

The fines referred to in Articles 24 and 25 shall be imposed taking into account the gravity of the offence, culpability, the scope of infringements, previous activity of the entity committing the infringement, and the size of its turnover.

The fines referred to in Articles 24 and 25 shall be paid within 30 days following the day on which the decision on imposing the fine becomes final.

The fines referred to in Articles 24 and 25 shall be considered revenue of the State budget and shall be paid to the bank account of the Agricultural and Food Quality Inspection, of a voivodeship agricultural and food quality inspection, or of a voivodeship trade inspection.

The provisions of Section III of the Act of 29 August 1997 – Tax Ordinance (Dz.U. of 2005, No 8, item 60, as amended [2])) shall be applicable accordingly to the fines referred to in Articles 24 and 25, in the scope not regulated by the Act.

In the case of minor social harm of the deed, low culpability, modest scope of infringement, or lack of

significant irregularities in former activities of the entity committing the infringement, the fines referred to in Articles 24 and 25 may be waived.

Article 27

Article 18 of the Act of 15 December 2000 on Trade Inspection (Dz.U. of 2001, No. 4, item 25, as amended [3] ¹) shall read as follows:

1. Subject to paragraph 2, the Voivodeship Inspector may, by way of a decision:
Order, in the course of inspection, to limit placing on the market, to stop placing on the market, or withdrawing from the market of products or stopping rendering services, or immediate removal of discovered irregularities if it is necessary from the point of view of safety or the interest of consumers or economic interest of the country;

Order the enterprise, in the framework of supervision referred to in Article 17(3) of the Act of 21 December 2000 on commercial quality of agri-food products (Dz.U. of 2005, No 187, item 1577, as amended [4] ¹), to stop placing a whole batch of the adulterated agri-food product on the market or to withdraw the batch from sale in its points of sale, if the type of discovered irregularities may concern the whole batch of the agri-food product.

In case the breach of Article 20(1)(1) of the Act of 2 July 2004 on freedom of economic activity (Dz.U. of 2007 No 155, item 1095, as amended [5] ¹) is discovered, the Voivodeship Inspector may order, in the course of inspection, immediate removal of discovered irregularities, by virtue of a decision.

The Voivodeship Inspector may authorize an Inspector to issue a decision referred to in paragraphs 1 and 2 in the course of an inspection on his/her behalf.

The decision referred to in Paragraphs 1 and 2 shall be executed immediately.

Territorial jurisdiction of the inspection body in cases referred to in Paragraph 1(2) shall be established according to the venue of inspection.

Information included in decisions referred to in Paragraph 1 concerning adulteration of agri-food products shall be publicized, with the exclusion of information which constitute business secret and other secrets subject to protection pursuant to separate regulations.”

Article 28

The certificates of conformity issued on the basis of current regulations shall remain valid until expiry.

The period of conversion within the meaning of Article 2(h) of Regulation No 834/2007 shall include the period of documented transition to organic farming methods which began prior to the date when the Act enters into force.

The conditions to be met by organic production, which result from private norms recognized in accordance with Article 20, shall apply until regulations setting forth the conditions to be met in this respect in accordance with Article 38(a) of Regulation No 834/2007 or those established on the basis of Article 19(2)(1) enter into force. On the date when the regulations enter into force, recognition of private norms referred to in Article 20 shall be changed or revoked to the extent to which the requirements will be established in accordance with Article 38(a) of Regulation No 834/2007 or on the

basis of Article 19(2)(1).

Until 31 December 2010, inspections referred to in Article 7(1) may be conducted by individuals who have not been entered into the register of organic farming inspectors referred to in Article 21(1).

Authorizations issued to certification bodies on the basis of current regulations shall remain in force on the condition that certification bodies authorized on the basis of current regulations provide the minister competent for agriculture with documents and information necessary to pronounce they meet the requirements set forth in Article 27(5) and (6) of Regulation No 834/2007 within 6 months since the Act enters into force.

The minister in charge of agriculture shall issue a certificate to confirm that the requirements set forth in Article 27(5) and (6) of Regulation No 834/2007 have been met or, by virtue of a decision, revoke authorization of a certification body to the extent in which the body fails to meet the requirements set forth in Article 27(5) and (6) of Regulation No 834/2007 on the basis of documents and information referred to in Paragraph 5.

Article 5(5) shall apply accordingly to the issue of the certificate or decision referred to in Para 6.

After issuing the certificate or decision referred to in paragraph 6, the Minister competent for agriculture shall submit the following to the Chief Inspector:

Copies of documents which served as the basis for issuing the certificate – in case of meeting the requirements set forth in Article 27(5) and (6) of Regulation No 834/2007; or

Information on revoking the authorization of a certification body – in case of a failure to meet the requirements set forth in Article 27(5) and (6) of Regulation No 834/2007 to the extent in which the body fails to meet the requirements set forth in Article 27(5) and (6) of Regulation No 834/2007.

The provisions of Article 6(5)-(8) shall apply accordingly in case of issuing the decision referred to in Paragraph 6.

Identification numbers issued to certification bodies prior to the date of the Act's entry into force shall be retained.

Article 29

The executive regulations issued pursuant to Article 11 of the Act referred to in Article 30 shall remain valid until the date when executive regulations issued on the basis of Article 18(1) of the Act enter into force, but not longer than until 31 December 2009.

Article 30

The Act of 20 April 2004 on organic farming (Dz.U. No 93, item 898, and of 2007 No 80, item 541, and No 147, item 1033) is hereby repealed.

Article 31

The Act shall enter into force 14 days following the date of its publication, with the exception of Article 24(2)(7) which shall enter force on 1 January 2011.

⁾ This Act amends the Act of 15 December 2000 on Trade Inspection.

⁾ The amendments to the consolidated text of the said Act have been published in Dz.U. of 2005 No 85, item 727, No 86, item 732, and No 143, item 1199, of 2006 No 66, item 470, No 104, item 708, No 143, item 1031, No 217, item 1590, and No 225, item 1635, of 2007 No 112, item 769, No 120, item 818, No 192, item 1378, and No 225, item 1671, of 2008 No 118, item 1745, No 141, item 888, No 180, item 1109, and No 209, items 1316, 1318, and 1320, and of 2009 No 18, item 97, No 44, item 362, and No 57, item 466.

⁾ Amendments of the said Act have been published in Dz.U. of 2001 No 110, item 1189, of 2002 No 135, item 1145, and No 166, item 1360, of 2003 No 223, item 2220, and No 229, item 2275, of 2004 No 34, item 293, of 2005 No 180, item 1495, of 2007 No 147, item 1033, of 2008 No 157, item 976, and No 214, item 1346, and of 2009 No 18, item 97, and No 20, item 106.

⁾ The amendments to consolidated text of the said Act have been published in Dz.U. of 2006 No 170, item 1217, No 171, item 1225, and No 208, item 1541, of 2007 No 176, item 1238, of 2008 No 214, item 1346, and No 227, item 1505, and of 2009 No 18, item 97 and No 31, item 206.

⁾ The amendments to consolidated text of the said Act have been published in Dz.U. of 2007 No 180, item 1280, of 2008 No 70, item 416, No 116, item 732, No 123, item 803, No 141, item 888, No 171, item 1056, and No 216, item 1367, and of 2009 No 3, item 11 and No 18, item 97.